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22254-801 (TXY-008.01)

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Re:

U.S. Patent Application Serial No. 09/932,210

Filed: August 17, 2001 Inventor: Gross et al.

Title: Optical Probes and Methods for Spectral Analysis

Our Ref.: TXY-008.01 (22254-801)

Transmitted herewith are the following documents:

Response Under 37 CFR § 1.113 (9 pgs); and This fax cover sheet.

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FOLEY HOAG LLP

AUG 2 7 2004

In re Application of:

Gross et al

Serial No:

09/932,210

Filed:

August 17, 2001

For:

Optical Probes and Methods for Spectral

Analysis

Examiner: Evans, F.

Art Unit:

2877

Attorney Docket No. TXY-008.01

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the USPTO, Fax No. (703) 872-

9306 on August 27, 2004.

Patricia Henderson

Commissioner of Patents P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE UNDER 37 CFR §1.113

This Response is being filed in response to the outstanding Office Action, mailed May 5, 2004, and the Advisory Action, mailed August 6, 2004 in connection with the above-identified application. Applicants submit the following remarks in this Response.

Please amend the claims follows: